

JOE WARDY
MAYOR

JOYCE WILSON
CITY MANAGER



CITY COUNCIL

SUSAN AUSTIN
DISTRICT NO. 1

ROBERT A. CUSHING, JR.
DISTRICT NO. 2

JOSE ALEXANDRO LOZANO
DISTRICT NO. 3

JOHN F. COOK
DISTRICT NO. 4

PRESI ORTEGA, JR.
DISTRICT NO. 5

PAUL J. ESCOBAR
DISTRICT NO. 6

VIVIAN ROJAS
DISTRICT NO. 7

ANTHONY W. COBOS
DISTRICT NO. 8

PROPOSED AGENDA FOR REGULAR COUNCIL MEETING, COUNCIL CHAMBERS MARCH 15, 2005 9:00 A.M.

ROLL CALL

Invocation – Reverend Lisle H. Davis
Pledge of Allegiance

REGULAR AGENDA

1. El Paso CVB & CPAC Presentation.
[Bill Blaziek, El Paso Convention and Visitors Bureau, (915) 534-0603]
2. Sun Metro's discipline policy for dealing with drivers who are rude, abusive, and insulting to senior citizens, school students and the handicapped. [Albert D. Jefferson]
3. Discussion and action on creating a Land Trust for the City of El Paso, Texas. The purpose is to set aside undeveloped land in a natural state as open space for the citizens of El Paso, Texas. [Lisa Turner]
 - 3A. That a Board is created;
 - 3B. That partnerships are created with other organizations;
 - 3C. That all avenues of funding be explored to include grants;
 - 3D. That said Board be created within 30 days of this date.
4. West Texas and Southern New Mexico Chapter of the Muscular Dystrophy Association (MDA) announces the MDA Lockup 2005. [Richard Schecter]

MAYOR'S PROCLAMATION

Poison Prevention Week

NOTICE TO THE PUBLIC

All matters listed under the CONSENT AGENDA, including those on the Addition to the Agenda, will be considered by City Council to be routine and will be enacted by one motion unless separate discussion is requested by Council Members or persons in the audience. When the vote has been taken, if an item has not been called out for separate discussion, the item has been approved. Council may, however, reconsider any item at any time during the meeting.

CONSENT AGENDA

5. APPROVAL OF MINUTES: [Municipal Clerk, Richarda Duffy Momsen, (915) 541-4127]

Approval of Minutes for Regular City Council Meeting of March 8, 2005 and Special City Council Meeting of February 17, 2005 (Joint Meeting with Las Cruces City Council).
Special City Council Meeting Minutes of February 17, 2005 POSTPONED FROM 03/08/05 AND 03/01/05

6. REQUEST TO EXCUSE ABSENT CITY COUNCIL MEMBERS:

7. RESOLUTIONS:

7A. That the Director of Aviation be authorized to establish an aircraft rehabilitation area for the temporary storage of two (2) aircraft previously classified as "dead storage" and to establish regulations for the use of the area. The fee for use of the area shall be \$1,000.00 per month and the use shall be limited to a total of 180 days per aircraft. **(District 3)** [Airport, Patrick T. Abeln, (915) 780-4724]
POSTPONED FROM 03/08/05

7B. That the Mayor be authorized to sign, on behalf of the City, a Contract of Sale between the CITY OF EL PASO and NORMA A. CORRAL for the purchase of a 58.9 square foot parcel of land, being a portion of Lot 9, Block 20, Second Amended Map of West Ysleta, El Paso, El Paso County, Texas (Parcel 4), to be used as for the purpose of right-of-way requirements related to the construction of the Dorbandt Street & Drainage Improvement Project. **(District 7)**
This item is funded through general obligation bonds approved by the voters during the February 2004 Bond election. No budgetary adjustments are necessary. Funding source is as follows: Project - PBE04ST108, Fund – 29123, Department – 14200403, Account – 508000
[Building and Planning Services, Patricia D. Aauto, (915) 541-4853]

7C. That the El Paso City Council approves Attachment "A" as the priorities and locations under the "Street Resurfacing Program" (District 2) project as required by Proposition No. 3 of the Feb. 7, 2004 General Obligation Bond Election.
(District 2) Funding Source: 2004 Bonds, Project PBE04ST133; Fund 29148; DeptID 14200403; Account 508027
[Building and Planning Services, Patricia D. Aauto, (915) 541-4853]

7D. That the El Paso City Council approves Attachment "A" as the priorities and locations under the "Street Resurfacing Program" (District 7) project as required by Proposition No. 3 of the Feb. 7, 2004 General Obligation Bond Election.
(District 7) Funding Source: 2004 Bonds, Project PBE04ST134; Fund 29149; DeptID 14200403; Account 508027
[Building and Planning Services, Patricia D. Aauto, (915) 541-4853]

7E. That the El Paso City Council approves Attachment "A" as the priorities and locations under the "Street Resurfacing Program" (District 8) project as required by Proposition No. 3 of the Feb. 7, 2004 General Obligation Bond Election.
(District 8) Funding Source: 2004 Bonds, Project PBE04ST135; Fund 29150; DeptID 14200403; Account 508027
[Building and Planning Services, Patricia D. Aauto, (915) 541-4853]

- 7F.** That the El Paso City Council approves Attachment "A" as the priorities and locations under the "Street Resurfacing Program" (Citywide) project as required by Proposition No. 3 of the Feb. 7, 2004 General Obligation Bond Election.
(All Districts) Funding Source: 2004 Bonds, Project PBE04ST132; Fund 29147; DeptID 14200403; Account 508027
[Building and Planning Services, Patricia D. Adauto, (915) 541-4853]
- 7G.** That the Mayor be authorized to sign the Interlocal Agreement with the University of Texas at El Paso (UTEP) under which the Institute for Policy and Economic Development of UTEP shall provide economic-impact assessments, briefing and training to City staff, and other technology-based economic development assessments services, all as requested by the Economic Development Department of the City. The Agreement shall be for a term of one year, subject to renewal on mutual agreement, with a maximum cost to the City of \$30,000 per year. Funding Source: Dept 72010268, Fund 01101, Acct 502215
(All Districts) [Economic Development, David G. Dobson, (915) 541-4680]
- 7H.** That the Classification and Compensation Plan shall be amended, as recommended by the Civil Service Commission. The class of BUSINESS & FINANCIAL MANAGER is hereby created as specified in the duties and responsibilities attached hereto. The Code is 5221. The Grade is PM 81.
Salary Range: \$46,328.20 - \$70,327.76 (PM 81)
Fund Source: 62620001-40101-62000
[Human Resources, Terry A. Bond, (915) 541-4509]
- 7I.** That the Mayor be authorized to sign the Upper Rio Grande Workforce Development Area Interlocal Agreement between the City of El Paso and the Counties of Brewster, Culberson, El Paso, Hudspeth, Jeff Davis, and Presidio, Texas, to provide for a restatement of the intention of the parties expressed in the August 6, 2001, Interlocal Agreement to continue in effect the previously constituted local workforce development board for the Upper Rio Grande Workforce Development Area (URGWDA), and to provide information, as required under the Workforce Investment Act (TEX. GOV'T CODE Chap. 2308 (West 2004)), to the Texas Workforce Commission.
[Mayor's Office, Adrian Ocegueda, (915) 541-4145]
- 7J.** That Exhibit B attached to the City's Revised Resolution calling the 2005 general election in the City of El Paso on May 7, 2005 shall be revised as contained in the attached Exhibit and this revision shall be incorporated into the City's election order as to be posted and published for the notice to the public.
[Municipal Clerk, Richarda Duffy Momsen, (915) 541-4127]
- 7K.** That the Mayor is hereby authorized to sign a Letter of Agreement, and any related documentation, with the El Paso Electric Company to provide for service to the Downtown Library, located at 501 N. Oregon, El Paso, El Paso County, Texas. Said electrical service shall consist of an underground system consisting of a 277/480 volt, three phase, four wire. One (1) 1000 KVA transformer will be installed to service the electrical load. **(District 8)**
Funding Source: 2000 QOL Bond Program
[Perspectiva + 3D/I (P+3), Juan Contreras, (915) 225-3449]

7L. That the Mayor is hereby authorized to sign a Letter of Agreement, and any related documentation, with the El Paso Electric Company to provide for service to the El Paso History Museum, located at 501 N. Oregon, El Paso, El Paso County, Texas. Said electrical service shall consist of an underground system consisting of a 277/480 volt, three phase, four wire. One (1) 750 KVA transformer will be installed to service the electrical load. **(District 8)**
Funding Source: 2000 QOL Bond Program
[Perspectiva + 3D/I (P+3), Juan Contreras, (915) 225-3449]

7M. That the Mayor be authorized to sign an Agreement between the City of El Paso and Sexual Trauma and Assault Response Services to provide outreach emergency counseling and follow-up public health services for the reported victims of sexual assault in the annual amount of Sixty Thousand and No/100 Dollars (\$60,000.00). The term of this Agreement, regardless of the date of execution, shall be September 1, 2004 through August 31, 2007.
General Fund #01101 Account #21010061-502215
[Police Department, Assistant Chief Paul Cross, (915) 564-7310]

7N. That the Mayor be authorized to sign a Local Project Advance Funding Agreement accepting Federal Highway Administration Congestion Mitigation and Air Quality funding through the Texas Department of Transportation for the purchase of photogrammetry equipment supporting the Police Department in the amount of \$31,744, a local 20% match of \$7,936, and a total program amount of \$39,680.

Be it further resolved that the City Manager is hereby authorized to make the necessary budgetary adjustments or transfers to carry out the intent of this Resolution. Confiscated Funds, Account 21150060-16371
[Police Department, Assistant Chief Paul Cross, (915) 564-7310]

7O. That the Department of Solid Waste Management be authorized to terminate for Notice the Recycling Agreement Between the City of El Paso and Stewart Title of El Paso dated June 16, 1998 pursuant to the provisions and requirements of Section 10, Termination Clause. The termination shall be effective as of February 15, 2005. [Solid Waste Management, Ellen A. Smyth, (915) 621-6719]

7P. That the Mayor be authorized to sign release of liens on the following property (legal description on file in the City Clerk's Office) for consideration paid to the City in full satisfaction of amount owed pursuant to this solid waste management liens for:

	<u>Lien</u>	<u>Interest</u>	<u>Total Paid</u>
7160 North Loop Drive (District 3)	\$216.50	\$131.93	\$348.43
7160 North Loop Drive (District 3)	\$75.78	\$27.86	\$103.64

[Solid Waste Management, Ellen A. Smyth, (915) 621-6719]

- 7Q.** That the Mayor be authorized to sign a release of lien on the following property (legal description on file in the City Clerk's Office) for consideration paid to the City in full satisfaction of amount owed pursuant to this solid waste management lien for:

	<u>Lien</u>	<u>Interest</u>	<u>Total Paid</u>
7162 North Loop Drive	\$464.13	\$395.59	\$859.72
(District 3) [Solid Waste Management, Ellen A. Smyth, (915) 621-6719]			

- 7R.** That the Mayor be authorized to sign a release of lien on the following property (legal description on file in the City Clerk's Office) for consideration paid to the City in full satisfaction of amount owed pursuant to this solid waste management lien for:

	<u>Lien</u>	<u>Interest</u>	<u>Total Paid</u>
10901 Pelhem	\$82.81	\$9.08	\$91.89
(District 5) [Solid Waste Management, Ellen A. Smyth, (915) 621-6719]			

- 8.** Notice to set a public hearing to be held on April 12th, 2005 to determine if the property located at 2910 Grant Avenue in the City of El Paso (legal description on file with the City Clerk) is a fire and safety hazard, and a nuisance and whether the same should be repaired or demolished. First investigated October 2004. The owner of record as of December 6th, 2004, Angel C. Lara, 2910 Grant Avenue, El Paso, Texas 79930, has been notified of the violations at this property. **(District 2)**
[Building Permits & Inspections, Tom Maguire, (915) 541-4588]
- 9.** Request to fill positions on a temporary basis in accordance with Article VI, Section 6.6-3, of the Civil Service Charter Provisions:
- 9A.** Firefighter Trainees (30)
Fund Source: 22010096-01101-22040
[Fire Department, Assistant Fire Chief Steven Surface, (915) 771-1000]
- 9B.** Laborer (43)
Fund Source: 51010256-011041-51095
[Parks & Recreation, Norman Merrifield, (915) 541-4331]
- 9C.** Laborer (1)
Fund Source: 51010215-011041-51095
[Parks & Recreation, Norman Merrifield, (915) 541-4331]
- 10.** Request for provisional appointment(s) in accordance with Article VI, Section 6.6-2, of the Civil Service Charter Provisions:
- 10A.** Equipment Operator III (1)
Fund Source: 62620006-40101-62000
[Airport, Patrick T. Abeln, (915) 780-4724]

- 10B.** Equipment Operator III (1)
Fund Source: 320102-01101-32000
[Street Department, Daryl W. Cole, (915) 621-6750]

11. STAFFING TABLE CHANGE:

Airport

Add 1.00 Business & Financial Manager PM 81
Fund Source: 62620001-10101-62000
[Airport, Patrick T. Abeln, (915) 780-4724]

12. BOARD RE-APPOINTMENTS:

- 12A.** Ray Mancera to the City Plan Commission by Representative Jose Alexandro Lozano, District 3. [Representative Jose Alexandro Lozano, (915) 541-4515]
12B. Jan Engles to the El Paso Public Arts Commission by Representative John F. Cook, District 4. [Representative John F. Cook, (915) 541-4140]
12C. Hal Marcus to the Art Museum Advisory Board by Mayor Pro Tempore Anthony W. Cobos, District 8. [Mayor Pro-Tem Anthony W. Cobos, (915) 541-4123]
12D. Heramb Singh to the Art Museum Advisory Board by Mayor Pro Tempore Anthony W. Cobos, District 8. [Mayor Pro-Tem Anthony W. Cobos, (915) 541-4123]

13. BOARD APPOINTMENTS:

- 13A.** Daniel De La Haye to the Historic Landmark Commission by Representative Robert A. Cushing, Jr., District 2. [Representative Robert A. Cushing, Jr., (915) 541-4416]
POSTPONED FROM 03/08/05
13B. Greg Bowling to the Building Board of Appeals as a Homebuilder registered with the Texas Residential Construction Commission by Representative Robert A. Cushing, Jr., District 2. [Representative Robert A. Cushing, Jr., (915) 541-4996]
13C. Gerardo L. "Tito" Camacho to the Fair Housing Taskforce by Representative Jose Alexandro Lozano, District 3. [Representative Jose Alexandro Lozano, (915) 541-4515]
13D. Ray Graham to the Workforce Retraining Advisory Committee by Representative John F. Cook, District 4. [Representative John F. Cook, (915) 541-4140]
13E. Romana Grijalva to the Foster Grandparent Program Advisory Council by Representative Vivian Rojas, District 7. [Representative Vivian Rojas, (915) 541-4108]

14. RESIDENTIAL STREET LIGHT(S): Approve installation, power, and maintenance of residential street light(s) at the following location(s):

- 14A.** 205 McCarthy \$899.00 (District 3)
Dept ID #01010003, Acct#504420, Class #01001, Fund#01101
[Representative Jose Alexandro Lozano, (915) 541-4515]

14B. 1111 Cuba \$899.00 (District 3)
 Dept ID #01010003, Acct#504420, Class #01001, Fund#01101
 [Representative Jose Alexandro Lozano, (915) 541-4515]

15. APPLICATIONS FOR TAX REFUND: [Tax Office, Juan Sandoval, (915) 541-4369]

- 15A.** Gustavina Carrasco in the amount of \$5,943.99 overpayment of 2004 taxes.
 (PID #A520-999-0280-8100)
- 15B.** T. Trent McClure in the amount of \$3,216.44 overpayment of 2004 taxes.
 (PID #C214-999-0020-4100)
- 15C.** RBC Centura Mortgage Dept. in the amount of \$4,733.66 overpayment of 2004 taxes.
 (PID #C214-999-0020-4500)
- 15D.** GMAC Mortgage Corporation in the amount of \$6,760.29 overpayment of 2004 taxes.
 (PID #C801-999-0140-0500)
- 15E.** American Title Company in the amount of \$3,274.79 overpayment of 2004 taxes.
 (PID #E073-999-000W-4300)
- 15F.** Sierra Title Co. in the amount of \$3,215.86 overpayment of 2004 taxes.
 (PID #F609-999-0050-2100)
- 15G.** Clean Harbor Environmental Services, Inc. in the amount of \$8,030.63 overpayment of 2004 taxes.
 (PID #G220-999-0020-0600)
- 15H.** Lawyers Title of El Paso in the amount of \$4,506.97 overpayment of 2004 taxes.
 (PID #N425-999-0490-2710)
- 15I.** Elizabeth Ogas in the amount of \$2,527.29 overpayment of 2004 taxes.
 (PID #P605-999-0100-0300)
- 15J.** RBC Centura Mortgage in the amount of \$2,510.09 overpayment of 2004 taxes.
 (PID #P783-999-0100-6100)
- 15K.** Stewart Title of El Paso in the amount of \$3,341.01 overpayment of 2004 taxes.
 (PID #R460-999-0240-0200)
- 15L.** State National Bank in the amount of \$4,016.49 overpayment of 2004 taxes.
 (PID #S700-999-0010-1700)
- 15M.** Stewart Title of El Paso in the amount of \$28,735.32 overpayment of 2004 taxes.
 (PID #S812-999-0460-0300)
- 15N.** Rocky Mountain Mortgage in the amount of \$2,861.71 overpayment of 2004 taxes.
 (PID #V893-999-5140-9760)
- 15O.** Chase Manhattan in the amount of \$5,542.19 overpayment of 2004 taxes.
 (PID #V897-999-1090-2700)
- 15P.** Lone Star Title in the amount of \$2,973.54 overpayment of 2004 taxes.
 (PID #W145-999-0660-2200)
- 15Q.** Sierra Title Company in the amount of \$2,594.24 overpayment of 2004 taxes.
 (PID #C340-999-1060-4700)
- 15R.** Wells Fargo Home Mortgage in the amount of \$4,484.38 overpayment of 2004 taxes.
 (PID #C340-999-1520-3200)
- 15S.** United Bank of El Paso del Norte in the amount of \$10,767.25 overpayment of 2004 taxes.
 (PID #C522-999-0010-2500)
- 15T.** Juan C. & Terry Salas in the amount of \$2,960.98 overpayment of 2004 taxes.
 (PID #H788-011-0140-1200)
- 15U.** Green Point Mortgage in the amount of \$4,039.24 overpayment of 2004 taxes.
 (PID #W145-999-0020-0700)

16. DISCRETIONARY FUNDS:

The authorization to provide \$90 from District 3 Discretionary Funds to the San Juan Senior Center for entertainment during their St. Patrick's Day celebration on March 17, 2005 from 5-8pm. Dept ID #01010003, Acct#504420, Class #01001, Fund#01101
[Representative Jose Alexandro Lozano, (915) 541-4515]

17. BID:

If apparent low bidder is disqualified for any reason, City Council reserves the right to exercise any option legally available under the law by awarding bid to next lowest responsive and responsible bidder even though the bidder is not named on this agenda.

Solicitation No.:	2005-078	Irrigation Equipment & Supplies
Vendor 1:		Ewing Irrigation El Paso, Texas
Item(s):		#1, 3, 4, 5 & 8
Amount:		\$40,000.00 (estimated annually)
Vendor 2:		B & C Turf Equipment Company, Inc. El Paso, Texas
Item(s):		#6
Amount:		\$75,000.00 (estimated annually)
Department:		Parks & Recreation
Funds available:		51010262-503113-01101
Funding source:		Parks & Recreation General Operating funds
Total award:		\$230,000.00 (estimated)
District (s):		All

The Parks & Recreation and Purchasing Departments recommend award as indicated to the lowest responsive offer meeting specifications, from responsible parties.

Item # 2 & #7 were quoted at identical prices (#2 at - 47% discounts & #7 at - 45% discounts) by two vendors, Ewing Irrigation & B & C Turf Equipment Co, Inc. The Parks & Recreation and Purchasing Departments request that the Mayor and City Council draw lots on these offers to determine award.

Vendor #1 offers the City the option to extend the term of the contract at the same unit prices for two (2) additional years if the option is exercised within one (1) or two (2) years from the date of the award.

Vendor #2 offers the City the option to extend the term of the contract at the same unit prices for two (2) additional years if the option is exercised within two (2) years from the date of the award.

No prompt payment discounts were offered.

This is a Requirements Type Contract with an initial term of Twenty-Four (24) months.
[Purchasing Department, Jesus M. Juarez, (915) 541-4317]

18. BUDGET TRANSFERS: [Office of Management and Budget, David Almonte, (915) 541-4011]**18A. BT2005-752 MPO**

To reprogram funds granted by New Mexico Department of Transportation, allowing El Paso MPO staff to work with NMSU and Las Cruces MPO staff to develop a regional traffic forecast model on the I-10 corridor between Las Cruces, NM and El Paso, TX. The regional traffic forecast model would be used to evaluate improvements on the I-10 corridor between Las Cruces and El Paso.

Increase	\$64,900	to	68150009/G78050505029/406001	St Grant Proc
Increase	\$64,900	to	68150009/G78050505029/502215	OtsdCnt-NOC
Decrease	\$64,900	from	68150009/G78980105010/406000	FedGrtProc
Decrease	\$64,900	from	68150009/G78980105010/502215	OtsdCnt-NOC

18B. BT2005-763 BUILDING AND PLANNING SERVICES

Building and Planning Services proposes to transfer \$200,000 from 1987A GOs to set up the City's match for a TxDOT project, Loop 375 Spur. **(District 1)**

Decrease	\$156,313.41	from	31115108/P59999926061/508027	Construction
Decrease	\$ 43,686.59	from	31115108/P59999926061/504405	OperContgncy
Increase	\$200,000.00	to	31115108/PST0500126061/508027	Construction

19. BUILDING PERMITS AND INSPECTIONS - REFUND:

Business License refund to Juanita Villarreal (Water Oasis) in the amount of \$60.00.

Funding Source: Account 36010119-404111

[Building Permits and Inspections, R. Alan Shubert, (915) 541-4557]

20. APPLICATIONS FOR USE OF CITY PARKS/STREETS & SIDEWALKS:

Permission to use public streets, sidewalks or parks for special events does not constitute endorsement by the City of El Paso of the contents of any expression that takes place during these events.

20A. Catholic Community of Corpus Christi to hold a Good Friday procession on March 25, 2005 from 11:00 a.m. to 1:30 p.m. Route: Start at 9205 North Loop (church) to Cuernavaca, turn left on Cuernavaca to Warwick, turn left on Warwick to North Loop, turn left on North Loop to Lancaster, turn right on Lancaster to Nottingham, turn left on Nottingham to Plymouth, turn left on Plymouth to Spalding, turn right on Spalding to Elgin, turn right on Elgin to Brandywine, turn left on Brandywine to North Loop, turn right on North Loop to Burgundy, turn left on Burgundy to Morelia, turn left on Morelia to Warwick, turn left on Warwick to Tenango, and finish at the church 9205 North Loop. Approximately 300 person, 1 vehicle, and 2 golf carts will take part. This request includes permission to use amplification (2 microphone and 2 amplifier).

PERMIT NO. 05-017 [Mike R. Garcia] **(District 6)**

NO OBJECTIONS FROM FIRE AND SUN METRO. NO RESPONSE FROM TRAFFIC/ENGINEERING AS OF 03/07/2005. THE EL PASO POLICE DEPARTMENT HAS NO OBJECTIONS WITH THIS EVENT. THE DEPARTMENT WILL POLICE THE EVENT WITH 6 OFFICERS AND 6 VEHICLES. ESTIMATED COST TO CITY: \$485.00; ESTIMATED COST TO APPLICANT: \$265.00. THE OFFICE OF BUILDING PERMITS & INSPECTIONS RECOMMENDS APPROVAL.

- 20B.** St. Patrick Cathedral to hold a Good Friday procession on March 25, 2005 from 9:00 a.m. to 12:00 p.m. Route: Start at the corner of Mesa and Arizona, proceed on Arizona to Stanton, turn right on Stanton to Rio Grande, turn left on Rio Grande to Florence, turn right on Florence to Montana, turn left on Montana to Ange, turn right on Ange to Wyoming, turn right on Wyoming to Virginia, turn right on Virginia, proceed on Virginia to Crosby, turn left on Crosby to Kansas, turn left on Kansas to California, turn right on California to Stanton, return to California on Stanton to Kansas, turn right on Kansas to Nevada, turn right on Nevada, and finish at the church's parking lot. Approximately 300 persons and 2 vehicles will take part. This request includes permission to use amplification (portable microphone). PERMIT NO. 05-020 [Sister Maureen] **(District 8)**
 NO OBJECTIONS FROM FIRE, SUN METRO, AND TRAFFIC/ENGINEERING. THE EL PASO POLICE DEPARTMENT HAS NO OBJECTIONS WITH THIS EVENT. THE DEPARTMENT WILL POLICE THE EVENT WITH 16 OFFICERS AND 16 VEHICLES. ESTIMATED COST TO CITY: \$639.00; ESTIMATED COST TO APPLICANT: \$2,161.00. THE OFFICE OF BUILDING PERMITS & INSPECTIONS RECOMMENDS APPROVAL.

REGULAR AGENDA

- 21. BUDGET TRANSFER:** [Office of Management and Budget, David Almonte, (915) 541-4011]

BT2005-769 COMMUNITY AND HUMAN DEVELOPMENT

This appropriates the available program income balance in the Community Development Block Grant Housing Revolving Loan Fund and increases the account balance for the First Time Home Buyers Program from which projected expenditures are anticipated.

Increase	\$700,000	to	71150039/G710RLFCDAH09903/406040	Prg Income
Increase	\$700,000	to	71150039/G710RLFCDAH09903/505208	FrTmHmByr

- 22. PURCHASING:**

The Director of Purchasing requests that Mayor and Council terminate with Willie's Welding and Radiator Service, Contract No. 2004-136 for Repair Service, Radiators & Tanks, for default pursuant to Clause No. 18B of the Contract, an item titled Termination for Default, whereby the City reserved the right to terminate the Contract for default.

The user Department was notified and a new solicitation will be issued.

Department: Fleet Service Department
 [Purchasing Department, Jesus M. Juarez, (915) 541-4317]

- 23. PUBLIC HEARING – MAYOR AND COUNCIL:**

An Ordinance amending Title 19 (Subdivisions) of the El Paso Municipal Code by amending Chapter 19.16 (Improvement Standards and Design Principles) Section 19.16.050 (Stormwater Design) Subsection 19.16.050.H (Preservation of Natural Arroyos) to require that the City Plan Commission determine whether to approve a modification of conditions to allow improvements on natural drainage courses known as arroyos. The penalty is as provided in Section 19.04.190 of the Code.

[Representative Susan Austin, (915) 541-4886] **POSTPONED FROM 03/01/05**

24. PUBLIC HEARINGS – CITY MANAGER:

- 24A.** An Ordinance amending Title 3 (Revenue and Finance), Chapter 3.04 (Property Taxes), to amend Sections 3.04.050 (Delinquent Taxes—Installment Payments—Nonlitigated Delinquencies) and 3.04.060 (Delinquent Taxes—Installment Payments—Litigated Delinquencies) to provide that the Installment Agreements shall be entered into and signed by the Tax Assessor/Collector and the City Manager. [City Manager, Joyce A. Wilson, (915) 541-4844 and City Attorney's Office, Elaine Hengen, (915) 541-4550]
- 24B.** An Ordinance repealing Ordinance No. 15893, granting the authority to the City Manager or the Department Head to enter into and sign certain Personal, Professional, Independent and Volunteer Service Contracts on behalf of the City and to create a new Ordinance on the same subject.
[City Manager, Joyce A. Wilson, (915) 541-4844 and City Attorney's Office, Elaine Hengen, (915) 541-4550]
- 24C.** An Ordinance granting the authority to the City Manager to enter into and sign certain Contracts on behalf of the City and to sign certain documents; to authorize the City Manager to approve certain events and activities by the various departments of the City; to authorize the City Manager to issue certain types of refunds; to authorize the City Manager to make certain budget transfers; to authorize the City Manager to administratively handle matters previously addressed by resolutions of the City Council; and to set forth the delegation of administrative authority to the City Manager. [City Manager, Joyce A. Wilson, (915) 541-4844 and City Attorney's Office, Elaine Hengen, (915) 541-4550]
- 24D.** An Ordinance relating to the process for submitting grant applications and accepting grant funding; and granting the authority to the City Manager and designee to sign and submit grant-related documents; and to repeal Section 10 of Ordinance No. 15791 relating to the placement of grant related items on the City Council Agenda and create new procedures.
[City Manager, Joyce A. Wilson, (915) 541-4844 and City Attorney's Office, Elaine Hengen, (915) 541-4550]
- 24E.** An Ordinance amending Ordinance 8064 (The Classification and Compensation Plan) to revise the procedures for amending certain portions of the job specifications; to revise the procedures for advancement within pay grade; to revise the procedures determining entry salary under the Executive Compensation Plan; to revise the process for authorizing the use of personally owned tools or vehicles; and to revise the procedures relating to special sick leave. [City Manager, Joyce A. Wilson, (915) 541-4844 and City Attorney's Office, Elaine Hengen, (915) 541-4550]
- 24F.** An Ordinance granting the authority to the City Manager or his or her designee to make provisional and temporary employee appointments in accordance with the El Paso City Charter.
[City Manager, Joyce A. Wilson, (915) 541-4844 and City Attorney's Office, Elaine Hengen, (915) 541-4550]

25. PUBLIC HEARINGS – PLANNING, RESEARCH AND DEVELOPMENT:

25A. Discussion and action on a Resolution authorizing the Mayor to sign an amendment to a zoning contract between the City of El Paso and Richard L. Moore and A. Elizabeth Moore amending the zoning contract dated September 16, 1969 and as imposed by Ordinance No. 4271 to delete a condition for the property described as Lot 1, Block 1, Alta Mira Addition, El Paso, El Paso County, Texas. The penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. Applicant: Willis E. Maxwell. ZON04-00145. **(District 2)**

[Planning, Research and Development, Rudy Valdez, (915) 541-4635]

POSTPONED FROM 02/15/05 AND 02/08/05

25B. An Ordinance vacating all of the 20-foot wide alley within Block 49, Campbell Addition, City of El Paso, El Paso County, Texas. **(District 8)**

[Planning, Research & Development, Rudy Valdez, 541-4635]

25C. An Ordinance vacating a portion of Ninth Avenue between Blocks 31 and 49, Campbell Addition, City of El Paso, El Paso County, Texas. **(District 8)**

[Planning, Research & Development, Rudy Valdez, 541-4635]

26. The City Council of the City of El Paso may retire into EXECUTIVE SESSION pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Chapter 551, Subchapter D, to discuss any of the following: (The items listed below are matters of the sort routinely discussed in Executive Session, but the City Council of the City of El Paso may move to Executive Session any of the items on this agenda, consistent with the terms of the Open Meetings Act.) The City Council will return to open session to take any final action and may also, at any time during the meeting, bring forward any of the following items for public discussion, as appropriate.

Section 551.071 CONSULTATION WITH ATTORNEY

Section 551.072 DELIBERATION REGARDING REAL PROPERTY

Section 551.073 DELIBERATION REGARDING PROSPECTIVE GIFTS

Section 551.074 PERSONNEL MATTERS

Section 551.076 DELIBERATION REGARDING SECURITY DEVICES

Section 551.087 DELIBERATION REGARDING ECONOMIC DEVELOPMENT NEGOTIATIONS

Discussion and action on the following:

26A. *Jesus Luna vs. Gabriel Peralta, et al*; Cause No. EP-04-CA-0455-PM in the United States District Court for the Western District of Texas. (551.071)

[City Attorney's Office, James A. Martinez, (915) 541-4550]

26B. *Jaime Luevano vs. Gabriel Peralta et al*; Cause No. EP-04-CA-0431-FM in the United States District Court for the Western District of Texas (551.071)

[City Attorney's Office, James A. Martinez, (915) 541-4550]

26C. *United States of America vs. 0.06 Acres of Land in El Paso County, Texas, et al*; Cause No. EP-03-CA-0175 in the United States District Court Western District of Texas. (551.071 and 551.072) [City Attorney's Office, James A. Martinez, (915) 541-4550]

26D. J.G.W. Foods Chapter 7, Case No. 03-32427. (551.071)

[City Attorney's Office, Michele Little Locke, (915) 541-4550] POSTPONED FROM 03/08/05

Sign Language interpreters are provided for regular City Council meetings. Copies of this Agenda will be provided in Braille, large print or audio tape upon requests made a minimum of 48 hours prior to the meeting.

Hearing Assistance Devices are available upon request.

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